

**CROWLEY COUNTY BOARD OF COUNTY COMMISSIONERS  
RECORD OF PROCEEDINGS**

**January 31, 2019**

**CALL TO ORDER**

Board of County Commissioners met in regular session on January 31, 2019. The meeting was called to order by Chairman T. E. Allumbaugh at 8:30 a.m. The following were present:

T. E. Allumbaugh-----Chairman  
Blaine Arbuthnot-----Vice Chairman  
Roy Elliott-----Member  
Mike Apker-----Deputy Clerk to the Board

Audience:

**RESOLUTION NO. 7575**

**APPROVAL EMPLOYEE PAYROLL, JANUARY 2019**

Motion by Arbuthnot, seconded by Elliott to approve the employee payroll for January, 2019 and authorize transfer of funds in the following amounts:

General Fund	\$79,561.75
Road and Bridge Fund	\$22,492.70
EMS Fire Fund	\$ 2,105.38
Ambulance Fund	\$ 6,075.06
Water Fund	\$ 3,366.39
DHS Fund	\$37,510.26
Total	\$151,112.54

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Allumbaugh-----Aye  
Arbuthnot-----Aye  
Elliott-----Aye

**RESOLUTION NO. 7576**

**APPROVAL DISBURSEMENTS, JANUARY 31, 2019**

Motion by Elliott, seconded by Arbuthnot to approve the disbursements for January 31, 2019 and authorize transfer of funds in the following amounts:

General Fund	\$229,776.59
Road and Bridge Fund	\$116,211.99
EMS Fire Fund	\$ 18,489.04
Ambulance Fund	\$ 25,953.84
Water Fund	\$ 8,548.33
DHS Fund	\$ 41,667.53
Total	\$440,647.32

CTF Fund	\$ 6,000.00
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E911 Fund	\$ 55.12
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Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Allumbaugh-----Aye  
Arbuthnot-----Aye  
Elliott-----Aye

**RESOLUTION NO. 7577**

**APPROVAL LEGAL CONTRACT, NATHAN SHULTZ**

Motion by Arbuthnot, seconded by Elliott to approve the contract between Crowley County and Nathan Shultz for legal services in calendar year 2019.

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Allumbaugh-----Aye

Arbuthnot-----Aye  
Elliott-----Aye

#### **PLANNING AND ZONING HEARING**

The board conducted their planning and zoning hearing. Those present were:

Commissioners: Allumbaugh Arbuthnot, Elliott  
Land Use Administrator: Matt Carter  
Audience: Mary Walter, Jeb Brown

#### **RESOLUTION NO. 7578**

##### **APPROVAL SUBDIVISION EXEMPTION REQUEST, JEB AND GAYLA BROWN FILE NO 2019-01**

Jeb and Gayla Brown applied for a subdivision exemption request for 11.6 acres on a tract in Crowley County in the SW 4; SE 4 of Section 11, Township 25S, Range 57 W of the 6th P.M. The Crowley County Planning and Zoning Commission heard the request and approved it on January 22, 2019.

Motion by Arbuthnot, seconded by Elliott to approve the request as recommended by the Planning and Zoning Commission

WHEREAS, Jeb and Gayla Brown, has filed a request for Subdivision Exemption with the Crowley County Planning and Zoning Commission concerning certain property located in Crowley County, Colorado

WHEREAS, a hearing was held before the Crowley County Planning and Zoning Commission concerning this request on 01/22/2019; and

WHEREAS, the Crowley County Planning and Zoning Commission has recommended to the Crowley County Commissioners that said request be approved;

NOW THEREFORE, the following resolution is hereby adopted by the Board of County Commissioners of Crowley County, Colorado;

1. The Subdivision Exemption request of Jeb and Gayla Brown is hereby approved.
2. The real property which is the subject of this resolution is described as follows:

A tract of land lying in:

Beginning at the Northwest corner of said SW1/4SE1/4 as monumented by a 3/4" rebar and 2-1/2" aluminum cap marked BRUNDAGE, PLS 30087; thence S. 88 degrees 47' 11"E., along the North line of said SW1/4SE1/4, a distance of 490.4 feet; thence S. 0 degrees 21' 41"E., 920.86 feet; thence N. 88 degrees 45' 47"W., 207.41 feet; thence S. 0 degrees 21' 41"E., 122.16 feet to a point on the North line of a certain tract of land as found in Book 118 at Page 167 of the Crowley County Records; thence N. 88 degrees 45' 47"W., 283 feet to the Northwest corner of said Book 118, Page 167 at a point on the west line of said SW1/4SE1/4; thence N. 0 degrees 21' 41"E., 1042.83 feet to the point of beginning. Subject to the West 30 feet of said tract for County Lane 17.5 Right-of-way purposes. County of Crowley, State of Colorado.

3. This resolution is approved and the real property which is the subject of this resolution for division is granted subject to the following conditions:

- 1) Any and all health department requirements are to be complied with in their entirety.
- 2) Crowley County Building Codes, if applicable, are to be complied with in their entirety.
- 3) One certified copy of the survey shall be recorded with the Crowley County Clerk and Recorder and a second copy filed with the Land Use Administrator.

4. Other requirements:

Water source mark when applicable

Required Access Road mark when applicable

Sewer System mark when applicable

Adopted this 31st day of January, 2019

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Allumbaugh-----Aye

Arbuthnot-----Aye

Elliott-----Aye

**RESOLUTION NO. 7579**

**APPROVAL SUBDIVISION EXEMPTION REQUEST, MARY WALTER FILE NO 2019-02**

Mary Walter has applied for a subdivision exemption request for 25 acres m/l on a tract of land in Crowley County on County Road C. Crowley County Planning and Zoning Commission heard the request and approved it on January 22, 2019.

Motion by Elliott, seconded by Arbuthnot to approve the request as recommended by the Planning and Zoning Commission. Survey must be completed within six months of this date.

WHEREAS, Mary Walter, has filed a request for Subdivision Exemption with the Crowley County Planning and Zoning Commission concerning certain property located in Crowley County, Colorado

WHEREAS, a hearing was held before the Crowley County Planning and Zoning Commission concerning this request on 01/22/2019; and

WHEREAS, the Crowley County Planning and Zoning Commission has recommended to the Crowley County Commissioners that said request be approved;

NOW THEREFORE, the following resolution is hereby adopted by the Board of County Commissioners of Crowley County, Colorado;

1. The Subdivision Exemption request of Mary Walter is hereby approved.
2. The real property which is the subject of this resolution is described as follows:

A tract of land lying in:

The applicant requests a subdivision exemption request for 25 acres m/l on a tract of land in Crowley County. The property is known as.  
NE4 EXC 20A & EXC NW4NE4, NW4,N2N2SW4, ECX 3A & 6.05, EXC 7.42A BY M&B IN NW4, 12-22-58 284.58A

3. This resolution is approved and the real property which is the subject of this resolution for division is granted subject to the following conditions:

- 1) Any and all health department requirements are to be complied with in their entirety.
- 2) Crowley County Building Codes, if applicable, are to be complied with in their entirety.
- 3) One certified copy of the survey shall be recorded with the Crowley County Clerk and Recorder and a second copy filed with the Land Use Administrator.

4. Other requirements:

Water source mark when applicable

Required Access Road mark when applicable

Sewer System mark when applicable

Adopted this 31st day of January, 2019.

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Allumbaugh-----Aye

Arbuthnot-----Aye

Elliott-----Aye

**RESOLUTION NO. 7580**

**DECISION ON USE BY REVIEW, H-O DEVELOPMENT, FILE NO. 2018-10**

Motion by Arbuthnot, seconded by Elliott that if the required documents are not supplied to the County by the close of business on January 31, 2019 that the request is denied and applicant will need to reapply for a Use by Review.

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Allumbaugh-----Aye  
Arbuthnot-----Aye  
Elliott-----Aye

No further business appearing the meeting was recessed.  
Minutes taken by Mike Apker.

ATTEST:

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Melinda Carter, County Clerk

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Tobe Allumbaugh, Chairman